

DOCKET NO.: J&J-2032 US (JJCC-0046)
Application No.: 09/920,136
Office Action Dated: April 2, 2004

PATENT

REMARKS

Claims 1 to 25 are pending in this application. Claims 1 to 25 are provisionally rejected under the judicially-created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1 to 25 of copending Application No. 09/920,593. While applicant is not conceding that claims 1 to 25 of the subject application are obvious over claims 1 to 25 of Application No. 09/920,593, applicant is submitting herewith a terminal disclaimer over Application No. 09/920,593 to obviate the rejection.

Applicant requests withdrawal of the only rejection of the claims and allowance of claims 1 to 25. If the Examiner is of a contrary view, the Examiner is requested to contact the undersigned attorney at (215) 557-3861.


Applicant is submitting herewith pages 1 and 2 of the PTO-1449 submitted on April 23, 2003 that was returned to applicant with all references lined through, as allegedly not submitted. The Examiner has indicated that, in fact, 12 of the 16 non-patent references were received by the Patent Office and requested that applicant provide a clean copy for him to initial and return to the applicant.

In an abundance of caution, please note that applicant is submitting a new PTO-1449 (along with the required fee) containing the 4 non-patent references cited but not previously submitted in the PTO-1449 submitted on April 23, 2003 because they were believed to be too voluminous and readily available to the Examiner.

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Respectfully submitted,

A handwritten signature in black ink, reading "Wendy A. Choi". The signature is fluid and cursive, with the first name "Wendy" being more prominent and the last name "Choi" following in a similar style.

Wendy A. Choi
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Date: August 17, 2004
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